

1 JEFFREY BOSSERT CLARK  
Acting Assistant Attorney General  
2 JOHN V. COGHLAN  
Deputy Assistant Attorney General  
3 ALEXANDER K. HAAS  
Branch Director  
4 DIANE KELLEHER  
5 BRAD P. ROSENBERG  
Assistant Branch Directors  
6 M. ANDREW ZEE  
7 ALEXANDER V. SVERDLOV  
STEPHEN EHRLICH  
8 Trial Attorneys  
U.S. Department of Justice  
9 Civil Division, Federal Programs Branch  
1100 L Street, NW  
10 Washington, D.C. 20005  
11 Telephone: (202) 305-9803

12 *Attorneys for Defendants*

13  
14  
15 **IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
16 **SAN JOSE DIVISION**

17  
18 NATIONAL URBAN LEAGUE, *et al.*,

19 Plaintiff,

20 v.

21 WILBUR L. ROSS, JR., *et al.*,

22 Defendants.  
23  
24  
25  
26  
27  
28

Case No. 5:20-cv-05799-LHK

**DEFENDANTS' RESPONSE TO COURT  
ORDER, ECF No. 302**

Defendants respectfully submit the attached thirteenth declaration of James T. Christy, which responds to the Court's Order regarding certain emails submitted to the Court. ECF No. 302. As Mr. Christy explains, he and his staff have spent over 122 hours addressing communications by field workers to which this Court has ordered responses. These responses detract significantly from their duties to monitor key census operations in the critical closing stages of the 2020 Census. In light of the Court's statement that it "in no way intends to manage or direct the day-to-day operations of" the Census Bureau, ECF No. 208 at 78, Defendants submit that the Court should reinstate its previous practice of simply "remind[ing] all parties and interested parties who wish to communicate with the Court that any such communications shall be made in filings on the Court's docket." ECF No. 214. Those parties may be directed to U.S. Department of Commerce, the U.S. Census Bureau, or "the President of the Federal Bar Association's Northern District of California Chapter for any assistance in locating a lawyer." ECF No. 93.

DATED: October 6, 2020

Respectfully submitted,

JEFFREY BOSSERT CLARK  
Acting Assistant Attorney General

JOHN V. COGHLAN  
Deputy Assistant Attorney General

ALEXANDER K. HAAS  
Branch Director

DIANE KELLEHER  
BRAD P. ROSENBERG  
Assistant Branch Directors

/s/ Stephen Ehrlich  
ALEXANDER V. SVERDLOV  
M. ANDREW ZEE  
STEPHEN EHRLICH (NY Bar No. 5264171)  
Trial Attorneys  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, D.C. 20005  
Telephone: (202) 305-9803  
*Attorneys for Defendants*